

1
2 UNITED STATES DISTRICT COURT
3 NORTHERN DISTRICT OF CALIFORNIA
4 SAN FRANCISCO DIVISION
5

6 ALESSANDRO MASI

7 Plaintiff,

Case No. 3:19-mc-06099 (SK)

8
9 THE YOUNG TURKS, INC.,

10 Defendant
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13 **RESPONSE TO ORDER TO SHOW CAUSE**

14 Richard Liebowitz, an attorney licensed to practice in the law of the State of
15 New York, respectfully responds to the Order to Show Cause dated October 17,
16 2019 as follows:
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18 First, the Court should not issue sanctions because Mr. Liebowitz filed his
19 motion for leave to appear *pro hac vice* on October 17, 2019 [Dkt. #9] Nothing in
20 Judge Donato's "order of disbarment" precludes Mr. Liebowitz from appearing in
21 this District *pro hac vice*.
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23 Second, Judge Donato's use of the word "disbarment" respecting Richard
24 Liebowitz, who is not and was never a member of the California State Bar, is
25 legally erroneous and contrary to justice because it prejudices Mr. Liebowitz with
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1 a derogatory form of severe discipline that is simply not applicable to the
2 circumstances presented here.

3 Black's Law Dictionary 463 (6th ed. 1990) defines disbarment as an "[a]ct
4 of court in suspending attorney's license to practice law. A disbarment proceeding
5 is . . . disciplinary in nature."
6

7 Here, Judge Donato ordered "Richard P. Liebowitz removed from the
8 membership roll of the bar of this Court." [Dkt. #3] But Mr. Liebowitz was never
9 in the membership roll of the bar of this Court. He is licensed to practice in New
10 York, not California, and that fact is a matter of public record.
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14 Respectfully Submitted:
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